



Public Notice

**U.S. Army Corps
Of Engineers
Galveston District**

Permit Application No: 23509
Date Issued: 18 August 2004
Comments Due: 20 September 2004

U.S. ARMY CORPS OF ENGINEERS, GALVESTON DISTRICT

PURPOSE OF PUBLIC NOTICE: To inform you of a proposal for work in which you might be interested. It is also to solicit your comments and information to better enable us to make a reasonable decision on factors affecting the public interest. We hope you will participate in this process.

AUTHORITY: This application will be reviewed pursuant to Section 10 of the Rivers and Harbors Act of 1899.

APPLICANT: Ballard Exploration Company, Inc.
1021 Main Street, Suite 2310
Houston, Texas 77002-6506

AGENT: John Chance Land Surveys, Inc.
200 Dulles Drive
Lafayette, Louisiana 70506-3006
Telephone: 337-268-3290
POC: Rhett Francois

LOCATION: The project is located in Sabine Lake, at a site located approximately 4.5 miles east of Port Arthur, Texas in Cameron Parish, Louisiana. The project can be located on the U.S.G.S. quadrangle map entitled: West of Greens Bayou, Louisiana. Approximate UTM Coordinates in NAD 27 (meters): Zone 15; Easting: 424288; Northing: 3309052.

PROJECT DESCRIPTION: The applicant proposes to drill and produce the SL 18038 Well No. 001 for the purpose of oil and gas recovery. This activity consists of 8 temporary 3-pile clusters that will be used during drilling operations. These 3-pile clusters will be removed when the permanent well guard is installed. The well guard will consist of a 16-foot by 7-foot timber structure supported by 6 pilings. The depth of the lake below the well guard is 8 feet. The well guard platform will be approximately 4 feet above the water. There will be no dredging or fill material associated with the proposed project. The applicant's plans are enclosed in 3 sheets.

NOTES: This public notice is being issued based on information furnished by the applicant. This information has not been verified.

A preliminary review of this application indicates that an Environmental Impact Statement (EIS) is not required. Since permit assessment is a continuing process, this preliminary determination of EIS requirement will be changed if data or information brought forth in the coordination process is of a significant nature.

OTHER AGENCY AUTHORIZATIONS: State of Louisiana Coastal Zone Management Consistency is also required.

STATE WATER QUALITY CERTIFICATION: No water quality certification is required.

NATIONAL REGISTER OF HISTORIC PLACES: The Galveston District staff archeologist has no information regarding the potential presence of properties eligible for inclusion in the National Register of Historic Places within the project area. An investigation for the presence of potentially eligible historic properties may be justified if recommended by Louisiana SHPO.

THREATENED AND ENDANGERED SPECIES: Preliminary indications are that no known threatened and/or endangered species or their critical habitat will be affected by the proposed work.

ESSENTIAL FISH HABITAT: This notice initiates the Essential Fish Habitat consultation requirements of the Magnuson-Stevens Fishery Conservation and Management Act. Our initial determination is that the proposed action would not have a substantial adverse impact on Essential Fish Habitat or Federally managed fisheries in the Gulf of Mexico. Our final determination relative to project impacts and the need for mitigation measures is subject to review by and coordination with the National Marine Fisheries Service.

PUBLIC INTEREST REVIEW FACTORS: This application will be reviewed in accordance with 33 CFR 320-330, the Regulatory Programs of the Corps of Engineers, and other pertinent laws, regulations and executive orders. The decision whether to issue a permit will be based on an evaluation of the probable impacts, including cumulative impacts, of the proposed activity on the public interest. That decision will reflect the national concern for both protection and utilization of important resources. The benefits, which reasonably may be expected to accrue from the proposal, must be balanced against its reasonably foreseeable detriments. All factors, which may be relevant to the proposal, will be considered: among those are conservation, economics, aesthetics, general environmental concerns, wetlands, historic properties, fish and wildlife values, flood hazards, floodplain values, land use, navigation, shore erosion and accretion, recreation, water supply and conservation, water quality, energy needs, safety, food and fiber production, mineral needs and, in general, the needs and welfare of the people.

SOLICITATION OF COMMENTS: The Corps of Engineers is soliciting comments from the public, Federal, State, and local agencies and officials, Indian tribes, and other interested parties in order to consider and evaluate the impacts of this proposed activity. Any comments received will be considered by the Corps of Engineers to determine whether to issue, modify, condition or deny a permit for this proposal. To make this decision, comments are used to assess impacts on endangered species, historic properties, water quality, general environmental effects, and the other public interest factors listed above. Comments are used in the preparation of an Environmental Impact Assessment and/or an Environmental Impact Statement pursuant to the National Environmental Policy Act. Comments are also used to determine the need for a public hearing and to determine the overall public interest of the proposed activity.

This public notice is being distributed to all known interested persons in order to assist in developing facts upon which a decision by the Corps of Engineers may be based. For accuracy and completeness of the record, all data in support of or in opposition to the proposed work should be submitted in writing setting forth sufficient detail to furnish a clear understanding of the reasons for support or opposition.

PUBLIC HEARING: Prior to the close of the comment period any person may make a written request for a public hearing setting forth the particular reasons for the request. The District Engineer will determine whether the issues are substantial and should be considered in the permit decision. If a public hearing is warranted, all known interested persons will be notified of the time, date, and location.

CLOSE OF COMMENT PERIOD: All comments pertaining to this Public Notice must reach this office on or before **20 September 2004**. Extensions of the comment period may be granted for valid reasons provided a written request is received by the limiting date. **If no comments are received by that date, it will be considered that there are no objections.** Comments and requests for additional information should be submitted to:

Douglas P. Boren
Regulatory Branch, CESWG-PE-RE
U.S. Army Corps of Engineers
P.O. Box 1229
Galveston, Texas 77553-1229
409-766-3949 Phone
409-766-3931 Fax

DISTRICT ENGINEER
GALVESTON DISTRICT
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